

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q90107

Heinz FOCKE, et al.

Appln. No.: 10/550,890

Group Art Unit: 3782

Confirmation No.: 3733

Examiner: Christopher R. DEMEREE

Filed: September 27, 2005

For: FOLDING BOX FOR CIGARETTES

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed (without a Statement Under 37 C.F.R. § 1.97(e)) after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore the statutory fee of \$180.00 under 37 C.F.R. § 1.17(p) is being charged to Deposit Account No. 19-4880 via EFS Payment Screen.. The USPTO is directed and authorized

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to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from the Japanese Patent Office, dated July 8, 2008, in a counterpart application citing JP 05-054247; JP 04-279446; JP 2005-523854; JP 63-033283; JP 62-016334; WO 03/011715, and WO 02/32786, together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office. WO 02/032786 was previously cited in the Information Disclosure Statement submitted on September 27, 2005. Applicant also encloses herewith a copy a Communication from the Chinese Patent Office, dated May 16, 2008, citing WO 03/011715 (submitted herewith) and DE 10/047447 (previously cited in the Information Disclosure Statement submitted on September 27, 2005).

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,


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WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: September 5, 2008

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